



## **Public Participation Opportunity**

**Tennessee Department of Environment and Conservation  
Division of Water Pollution Control  
Mining Section  
2700 Middlebrook Pike, Suite 220  
Knoxville, Tennessee 37921-5602  
PHONE (865) 594-6035 FAX (865) 594-6105**

**May 27, 2004  
Public Notice M2004-08  
Public Notice Expiration June 30, 2004**

The purpose of this notice is to advise the public of the following draft environmental permits and to solicit comments and information necessary to evaluate the potential impact of the proposed activities on human health and the environment.

### **Individual NPDES Permits**

#### ***Coal Proposed Issuance***

Applicant	<b>Appolo Fuels, Inc.</b>
Facility	<b>Valley Creek Tipple</b>
NPDES Permit Number	<b>TN0079219</b> (formerly TN0052663)
County	Claiborne
Street Address	Valley Creek Road
City	Clairfield
Zip	37715
Description of Activity	Coal tipple and preparation plant
Receiving Stream	Valley Creek and Clear Fork
Effluent Description	Treated wastewater and storm water
Facility Latitude	36° 34' 10"
Facility Longitude	83° 54' 30"
Permit Writer	MRR

#### ***Non-Coal Proposed Issuance***

Applicant	<b>Franklin Industrial Minerals-H. C. Spinks Clay Company</b>
Facility	<b>Mine 29-Gearin</b>
NPDES Permit Number	<b>TN0072265</b>
County	Weakley
Street Address	650 Wingo Levee Road
City	Greenfield
Zip	38230
Description of Activity	Ball clay mining operation
Receiving Stream	Unnamed tributary of Spring Creek
Effluent Description	Treated wastewater and storm water
Facility Latitude	36° 10' 02"
Facility Longitude	88° 44' 26"
Permit Writer	JPJ

**Public Notice M2004-08**

May 27, 2004

Page 2 of 5

***Non-Coal Proposed Reissuance***

Applicant **Vulcan Construction Materials, LP**  
Facility **Newport Quarry**  
NPDES Permit Number **TN0072311**  
County **Cocke**  
Street Address **630 Yorkshire Way**  
City **Newport**  
Zip **37821-8802**  
Description of Activity **Limestone mining and processing**  
Receiving Stream **Unnamed tributary of the Pigeon River**  
Effluent Description **Treated wastewater and storm water**  
Facility Latitude **35° 57' 00"**  
Facility Longitude **83° 11' 00"**  
Permit Writer **CTH**

***Non-Coal Proposed Transfers of Ownership***

Applicant **Rogers Group, Inc.**  
Facility **Roane County Quarry**  
Facility Formerly Owned **Martin Marietta Aggregates, a division of Martin Marietta**  
and Operated by **Materials, Inc.**  
NPDES Permit Number **TN0004472**  
County **Roane**  
Street Address **260 Quarry Road**  
City **Harriman**  
Zip **37748-5115**  
Description of Activity **Limestone mining and processing**  
Receiving Stream **Emory River**  
Effluent Description **Treated wastewater and storm water**  
Facility Latitude **35° 56' 39"**  
Facility Longitude **84° 30' 27"**  
Permit Writer **CTH**

Applicant **Rogers Group, Inc.**  
Facility **Ten Mile Quarry**  
Facility Formerly Owned **Martin Marietta Aggregates, a division of Martin Marietta**  
and Operated by **Materials, Inc.**  
NPDES Permit Number **TN0023957**  
County **Meigs**  
Street Address **Ten Mile Road**  
City **Ten Mile**  
Zip **37880**  
Description of Activity **Existing limestone quarry and processing facility**  
Receiving Stream **Ten Mile Creek**  
Effluent Description **Treated wastewater and storm water**  
Facility Latitude **35° 40' 02"**  
Facility Longitude **84° 39' 41"**  
Permit Writer **SJT**

**Public Notice M2004-08**

May 27, 2004

Page 3 of 5

Applicant	<b>Rogers Group, Inc.</b>
Facility	<b>White's Creek Pike Quarry</b>
Facility Formerly Owned and Operated by	Martin Marietta Aggregates, a division of Martin Marietta Materials, Inc.
NPDES Permit Number	<b>TN0057452</b>
County	Davidson
Street Address	2819 Whites Creek Pike
City	Nashville
Zip	37207-3708
Description of Activity	Limestone mining and processing
Receiving Stream	Ewing Creek
Effluent Description	Treated wastewater and storm water
Facility Latitude	36° 13' 30"
Facility Longitude	86° 48' 17"
Permit Writer	CTH

Applicant	<b>Tennessee Aggregate Company, LLC</b>
Facility	<b>Banner Quarry and Processing Plant</b>
Facility Formerly Owned and Operated by	Plateau Sand Company
NPDES Permit Number	<b>TN0065706</b>
County	Fentress
Street Address	Old Sunbright Road
City	Grimsley
Zip	38565
Description of Activity	Construction sand mining and processing
Receiving Stream	North Prong of Clear Fork River
Effluent Description	Treated wastewater and storm water
Facility Latitude	36° 17' 25"
Facility Longitude	84° 57' 50"
Permit Writer	CTH

***Non-Coal Proposed Termination***

Applicant	<b>Thurmond Farms</b>
Facility	<b>Site 1</b>
NPDES Permit Number	<b>TN0076384</b>
County	Haywood
Street Address	2452 Stanley Road
City	Gates
Zip	38303
Description of Activity	Inactive sand and gravel mine
Receiving Stream	Unnamed tributary of Otter Creek
Effluent Description	Treated storm water runoff
Facility Latitude	35° 45' 45"
Facility Longitude	89° 25' 56"
Permit Writer	JPJ

## Public Notice M2004-08

May 27, 2004

Page 4 of 5

### How to Comment:

TDEC is requesting public comment on this permit action. Obtaining a broad range of facts and opinions on Agency actions is one of the best ways to ensure quality decisions. Persons wishing to comment on the proposed action are invited to submit comments in writing to the Mining Section at the above letterhead address, Attn: Public Notice Coordinator, by fax number (865) 594-6105, or by E-mail at [Gary.Mullins@state.tn.us](mailto:Gary.Mullins@state.tn.us). Comments must be received by the end of comment period date (see page 1).

### How to Request a Public Hearing:

Interested persons may request in writing that the Director of the Division of Water Pollution Control hold a public hearing on any application. The request must be filed within the comment period and must indicate the interest of the party filing it and the reasons for a hearing. When there is significant public interest for a hearing, a hearing will be conducted according to the Division of Water Pollution Control Rule *1200-4-1-.05(3)(g)*. Public hearings will be announced through another public notice.

### How the Department Will Proceed:

The Director of the Division of Water Pollution Control will determine the final permit action after considering comments submitted during the comment period, the hearing record, if any, and the requirements of the Federal and State acts and regulations.

### To Obtain Permit Details:

Draft Permits contain Anti-degradation determinations and Rationales that address information concerning the foundation for the Division's determinations. Copies of the application(s), draft permit(s), and supporting documentation are in the permit files maintained at the Mining Section's office at the letterhead address. These files are available for public inspection during normal visiting hours by contacting [Kimberley.Reardon@state.tn.us](mailto:Kimberley.Reardon@state.tn.us) or calling (865) 594-5619.

#### List of Permit Writers

CTH	Chris Hobgood	865-594-5545	<a href="mailto:Chris.Hobgood@state.tn.us">Chris.Hobgood@state.tn.us</a>
JPJ	Jesse Jones	865-594-5543	<a href="mailto:Jesse.P.Jones@state.tn.us">Jesse.P.Jones@state.tn.us</a>
GWM	Gary Mullins	865-594-5536	<a href="mailto:Gary.Mullins@state.tn.us">Gary.Mullins@state.tn.us</a>
JCP	John Price	865-594-5585	<a href="mailto:John.Price@state.tn.us">John.Price@state.tn.us</a>
MRR	Micheal Robbins	865-594-5542	<a href="mailto:Micheal.Robbins@state.tn.us">Micheal.Robbins@state.tn.us</a>
SJT	Steven Turaski	865-594-5584	<a href="mailto:Steven.Turaski@state.tn.us">Steven.Turaski@state.tn.us</a>
DAT	Dave Turner	865-594-5541	<a href="mailto:Dave.Turner@state.tn.us">Dave.Turner@state.tn.us</a>

### State of Tennessee Antidegradation Policy

Tennessee's Antidegradation Statement is in Chapter *1200-4-3-.06* of the *Rules of the Tennessee Department of Environment and Conservation*. The primary purpose of the antidegradation policy is to establish a greater level of protection for high quality waters. Some high-quality waters are in near-pristine condition. Others are determined to be high quality due to specialized uses and/or unique features.

**Public Notice M2004-08**

May 27, 2004

Page 5 of 5

Generally, there are two types of high-quality waters. Outstanding National Resource Waters (ONRWs) or Tier 3 waters receive the greatest level of protection. The Water Quality Control Board designates these waters. New discharges or expansion of existing discharges cannot degrade existing water quality.

The Department identifies other high quality waters known as Tier 2 waters and protects against their degradation. The Water Quality Control Board may allow some degradation if the Board deems it economically and socially necessary. Tier 1 waters refer to other surface waters that do not have the identification and/or designation as high quality. These waters must achieve and maintain Tennessee's Water Quality Standards.

**State of Tennessee Policy of Non-Discrimination**

Pursuant to the State of Tennessee's policy of non-discrimination, the Tennessee Department of Environment and Conservation does not discriminate on the basis of race, sex, religion, color, national or ethnic origin, age, disability, or military service in its policies, or in the admission or access to, or treatment or employment in its programs, services or activities. Equal Employment Opportunity/Affirmative Action inquiries or complaints should be directed to the EEO/AA Coordinator, Office of General Counsel, 401 Church Street, 20<sup>th</sup> Floor L & C Tower, Nashville, TN 37243, 1-888-867-7455. ADA inquiries or complaints should be directed to the ADA Coordinator, Human Resources Division, 401 Church Street, 12th Floor L & C Tower, Nashville, TN 37243, 1-866-253-5827. Hearing impaired callers may use the Tennessee Relay Service (1-800-848-0298).